

10.12.04

AF / GP1632
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DOCKET NO.: MGH-0026

PATENT

REPLY FILED UNDER EXPEDITED
PROCEDURE PURSUANT TO
37 CFR § 1.116



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jack Wands and Jens Encke

Confirmation No.: 3498

Application No.: 09/600,493

Group Art Unit: 1632

Filing Date: July 18, 2000

Examiner: Ram R. Shukla

**For: GENETIC IMMUNIZATION WITH NONSTRUCTURAL PROTEINS OF
HEPATITUS C VIRUS**

**EXPRESS MAIL LABEL NO: EL997979242US
DATE OF DEPOSIT: October 8, 2004**

EL997979242US

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS PURSUANT TO 37 CFR § 1.192**

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **April 9, 2004** finally rejecting claims **4, 6, 7, 8, 17, 20-28, 34, and 36-38** of the above-identified patent application.

The item(s) checked below are appropriate:

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as : \
- ☒ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of April 9, 2004 to and through October 9, 2004 comprising an extension of the shortened statutory period of 3 months.

10/13/2004 SSITHIB1 00000087 233050 09600493

01 FC:1401 340.00 DA
02 FC:1253 980.00 DA


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	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$170	\$	\$340	\$340
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$215	\$	\$430	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$490	\$	\$980	\$980
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$765	\$	\$1530	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1040	\$	\$2080	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$)
TOTAL FEE DUE		\$0		\$1,320

- ☐ A check in the amount of \$ _____.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☒ Please charge my Deposit Account No. 23-3050 in the amount of **\$1320.00**. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

Date: October 8, 2004


Phillip A. Singer
Registration No. 40,176

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439
329714

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